

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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JOSEPH PONISCIAK,

Plaintiff,

v.

MICHAEL J. ASTRUE,  
Commissioner of Social Security Administration,

Defendant.

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CIVIL ACTION

NO. 10-4232

**ORDER**

**AND NOW**, this 7th day of March, 2012, upon consideration of the Motion for Summary Judgment filed by Defendant, Michael J. Astrue's ("Astrue") (Doc. No. 18), against Plaintiff, Joseph Ponisciak ("Ponisciak"), Ponisciak's Response thereto, and Astrue's Reply, it is hereby **ORDERED** that the Motion is **GRANTED**.

BY THE COURT:

/s/ Robert F. Kelly

ROBERT F. KELLY  
SENIOR JUDGE